

MEMORANDUM

TO: Interested Persons

FROM: Adam Zellner, Executive Director, Office of Smart Growth

DATE: August 5, 2004

RE: Notice of Completed Map Amendment Petition

Please take notice that Hovsons, Inc. and Heritage Minerals, Inc. have filed a complete petition with the New Jersey State Planning Commission for an amendment to the State Plan Policy Map pursuant to NJAC 5:85-8.3 (c). The land which is the subject of the petition is known as Block 75.01, Lots 1, 2, 4, 6, 11, 37, 40 and 55 as shown on the official tax map of the Township of Manchester, Ocean County, New Jersey (hereafter the "Manchester Tract"), and Block 4.304, Lots 14.06, 15, and 16 as shown on the official tax map of the Township of Berkeley, Ocean County, New Jersey (hereafter the "Berkeley tract"). Together, the Manchester tract and the Berkeley tract total approximately 4,087.4 acres of land.

At present, 610.2423 acres of the Manchester tract are designated as suburban planning area (PA 2) under the existing State Plan Policy Map. The remaining 3477.0606 acres of the Manchester tract and Berkeley tract are currently designated as environmentally sensitive (PA 5) planning area under the State Plan Policy Map. Consistent with the terms and conditions of the Stipulation of Settlement in the matter of *Hovsons, Inc. et al. v. Babbitt et al.*, Civil Action No. 00-3943 in the United States District Court for the District of New Jersey, the Petitioners are seeking map amendments to the State Plan Policy Map as specifically set forth on the map attached to the Petition.

Petitioners propose as follows:

- 296.5096 acres of land presently designated as PA 2 be redesignated as PA 5.
- 681.6528 acres of land presently designated as PA 5 be redesignated as PA 2.
- 2,795.4078 acres of land which is presently designated as PA 5 is not proposed for redesignation.
- 313.7327 acres of land which is presently designated as PA 2 is not proposed for redesignation.
- Total: 4,087.3029 acres.

The map amendments being sought herein are all located within the Manchester tract. No amendment is sought within the Berkeley tract, which is presently designated as PA 5 and is proposed to remain as PA 5.

Copies of the petition and accompanying reports are also available for inspection at the Office of Smart Growth located at 101 South Broad Street, 7th Floor, Trenton, NJ 08625, during regular business hours. The proposed petition map can also be viewed on the Office of Smart Growth website at www.state.nj.us/dca/osg. You may contact Bill Harrison or Danielle Stevens in Office of Smart Growth with any questions or concerns at 609-292-7156.

You can request that the Office of Smart of Smart Growth hold a public hearing to receive testimony concerning the map amendment petition. Such a request must be made within 10 days of the Office of Smart Growth providing this public notice that the complete map amendment petition has been submitted. The request for a public hearing shall be submitted to the Office of Smart Growth at the above address or via e-mail at osgmail@dca.state.nj.us. Written comments concerning the petition must be submitted to the Office of Smart Growth at the above address or by e-mail at osgmail@dca.state.nj.us within 90 days of the date of this public notice.